

**IN THE UNITED STATES BANKRUPTCY COURT  
WESTERN DISTRICT OF ARKANSAS**

IN RE: JULIE VAUGHN,  
Debtor

CASE No. 2:11-73160  
Chapter 7

**MOTION TO COMPEL TURNOVER**

COMES NOW R. Ray Fulmer, II, the Trustee appointed in this Chapter 7 Bankruptcy Petition, and for his Motion to Compel states:

1. At the First Meeting of Creditors held August 12, 2011, the Debtor disclosed that she is the recipient of certain royalty payment resulting from an assignment to her by her father of rights to receive payment for rock and sand. The Debtor testified that this was a complete assignment of her father's right to receive payment.

2. The Trustee requested that the Debtor schedule this asset and provide a value based upon capitalization of the income received.

3. Counsel for the Debtor has advised the Trustee that the Debtor refuses to schedule this asset.

4. Movant, R. Ray Fulmer, II as Trustee, requests that this Court enter its Order directing the Debtor to surrender a copy of the assignment of right to payment to the Trustee and to schedule the asset in accordance with the assignment and payments being received.

5. Further, the movant, R. Ray Fulmer, II as Trustee, requests that this Court order the Debtor to surrender all payments received since the filing of the Petition and further surrender all of her rights to the Trustee in this asset as it is an unscheduled asset for which an exemption can no longer be claimed.

WHEREFORE, premises to considered, Movant, R. Ray Fulmer, II as Trustee, prays that this Court enter its Order directing the Debtor to surrender all royalty interest assigned to her to the Trustee and turn over all funds received since the filing of this Petition to the Trustee and for all other relief to which the Trustee may show itself entitled.

Respectfully submitted,

LEDBETTER, COGBILL, ARNOLD  
& HARRISON, LLP

By: /s/ R. Ray Fulmer, II  
R. Ray Fulmer, II  
P.O. Box 185  
Fort Smith, AR 72902-0185  
Telephone: 479-782-7294  
Facsimile: 479-782-1493

CERTIFICATE OF SERVICE

I, R. Ray Fulmer, II, the attorney for the court appointed Trustee herein, do hereby certify that on this 3rd day of October, 2011, I electronically filed the above and foregoing pleading with the Clerk of the U.S. Bankruptcy Court, Western District of Arkansas using the CM/ECF System which will send notification of such filing via e-mail to the following: Mr. Keith M. Kannett, Attorney for the Debtor at [cooklawoffices@yahoo.com](mailto:cooklawoffices@yahoo.com) to Mr. Daniel R. Osborne, attorney for Wells Fargo Bank, N.A. at [dosborne@wilson-assoc.com](mailto:dosborne@wilson-assoc.com) [mailto:devans@cswnet.net](mailto:mailto:devans@cswnet.net) and to the United States Trustee's Office at [USTPRegion13.LR.ECF@usdoj.gov](mailto:USTPRegion13.LR.ECF@usdoj.gov), [Shari.Sherman@usdoj.gov](mailto:Shari.Sherman@usdoj.gov), [Joyce.N.Talley@usdoj.gov](mailto:Joyce.N.Talley@usdoj.gov) ; and [Cecilia.A.Boyle@usdoj.gov](mailto:Cecilia.A.Boyle@usdoj.gov) and I mailed a true and correct copy of the above and foregoing pleading to the following:

Julie Denise Vaughn  
8418 Penny Lane  
Ratcliff, AR 72951

/s/ R. Ray Fulmer, II  
R. RAY FULMER, II

